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ALLYN MYLES CARNAM

Legal Department

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FEDERAL EXPRESS

September 3, 1985

Jim Haley  
General Counsel  
Texas Department of Water Resources  
P. O. Box 13087 Capitol Station  
Austin, Texas 78711

Re: Wallisville Road  
Houston, Texas

Dear Jim:

This is further our telephone conversation today in connection with the above-captioned site.

I am herewith enclosing the proposed Scope of Work, prepared by Olin for discussion at the August 1 meeting with Southern Pacific and Eureka. Southern Pacific and Eureka agreed at this meeting to provide Olin its comments so that a final Scope of Work could be prepared and submitted to the TDWR for approval.

Notwithstanding this agreement and my August 19 letter to the parties (a copy of which is enclosed for your file), I only today received Southern Pacific's comments and have yet to receive any from Eureka. In any event, I think it is important that your office be provided with a copy of the proposed Scope of Work and as you suggested, I appreciate your calling Eureka's counsel to ascertain whether it has any comments. Once all the parties agree on the provisions of the Scope of Work, qualified vendors then can be provided with this document so complete and accurate bids can be prepared for review by all the parties.

Finally, I appreciate your assistance in this matter. As I indicated to you, Olin is willing to provide the TDWR with a certified check in the amount of \$50,000, representing one-third of the approximate cost of implementing the Scope of Work, if such a demonstration of good faith would be helpful to resolve this matter more quickly.

Sincerely,

  
Allyn Myles Carnam



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